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*ORE 10/31/74 BJR*

OEPA Permit No.: B 312 \*AD

Effective Date: December 26, 1974

National Pollutant Discharge Elimination System (NPDES) Permit Program

P U B L I C   N O T I C E

Proposed NPDES Permit to Discharge to State Waters

Ohio Environmental Protection Agency  
P.O. Box 1049  
361 East Broad Street  
Columbus, Ohio 43216  
614-466-4891

Public Notice No. OEPA-74-09-149  
Date of Issue of Public Notice: September 27, 1974

Name and Address of Applicant:  
Cleveland Electric Illuminating Co.  
P. O. Box 5000  
Cleveland, Ohio 44101



Name and Address of Facility where Discharge Occurs:  
Cleveland Electric Illuminating Company  
Ashtabula Station  
2133 Lake Road, East  
Ashtabula, Ohio 44004

Receiving Water: Lake Erie

NOTICE: The above named applicant has applied for a NPDES permit to discharge into the designated receiving water. The permit will be issued by the Ohio Environmental Protection Agency.

This applicant is a Power Generating Plant and has 5 existing discharge points. The current operations of this discharger result in an average effluent flow of 583,720,000 gallons per day. Key parameters to be limited in the proposed permit are as follows: Biochemical Oxygen Demand, Total Suspended Solids, Fecal Coliform, Ammonia, Chlorine Residual, Oil & Grease, Total Copper, Total Iron, Odor, Color, Temperature, Turbidity, Dissolved Oxygen.

"The thermal component of the effluent limitations in this proposed permit is subject to adjudication on grounds set forth in 316 (a) of the Federal Water Pollution Control Act, 1972, in the same manner that other effluent limits are adjudicated under the Ohio EPA Rules of Procedure, EP-40. A notice of intent and supporting information must be submitted to the appropriate Ohio EPA District Office as a supplement to the NPDES Permit application, no later than the deadlines set forth in US EPA Regulations, 40 CFR 122.5 (2) (a)-(b)."

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On the basis of preliminary staff review and application of standards and regulations, the Director of the Ohio Environmental Protection Agency proposes to issue a permit for the discharge subject to certain effluent conditions and special conditions. The proposed determination is tentative but shall become final on the effective date unless (1) an adjudication hearing is requested by the permittee or (2) the Director withdraws and revises the proposed permit after consideration of the record of a public meeting or written comments, or upon disapproval by the Administrator of the U.S. Environmental Protection Agency. Any person may submit a written statement within thirty days of the date of the Public Notice as to why the Director should revise the proposed action. If significant public interest is shown a public meeting may be held on motion of the Director prior to final issuance of the permit. Following final action by the Director, any party has the right to appeal to the Environmental Board of Review.

Interested persons are invited to submit written comments upon the proposed discharge permit. Comments should be submitted in person or by mail no later than 30 days after the date of this Public Notice. Deliver or mail all comments to:

NPDES Permit Section  
Ohio Environmental Protection Agency  
P.O. Box 1049  
361 East Broad Street  
Columbus, Ohio 43216

The OEPA permit number and Public Notice numbers should appear next to the above address on the envelope and on each page of any submitted comments. All comments received no later than 30 days after the date of this Public Notice will be considered in the formulation of final determination.

The application, fact sheets, proposed permit including proposed effluent limitations, special conditions, comments received and other documents are available for inspection and may be copied at a cost of 15 cents per page at the Ohio Environmental Protection Agency at the address shown above any time between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. Copies of the Public Notice are available at no charge at the same address.

Mailing lists are maintained for persons or groups who desire to receive Public Notice for all applications in the state or for certain geographical areas. Persons or groups may also request copies of fact sheets, applications or other documents pertaining to specific applications. Persons or groups may have their names put on such a list by making a written request to the Agency at the address shown above.

**National Pollutant Discharge Elimination System (NPDES) Permit Program**

**F A C T   S H E E T**

**Regarding Proposed NPDES Permit to Discharge to State Waters**

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**Name and Address of Applicant:**  
Cleveland Electric Illuminating Company  
P. O. Box 5000  
Cleveland, Ohio 44101  
**Receiving Water:**  
Lake Erie

**Name and Address of Facility  
Where Discharge Occurs:**  
Cleveland Electric Illuminating Co.  
Ashtabula Station  
2133 Lake Road, East  
Ashtabula, Ohio 44004

**I. Location of Discharge**

The above named applicant has applied for an NPDES permit, which will be issued by the Ohio Environmental Protection Agency, to discharge into the designated receiving water. A description and/or sketch of the location of the discharge is appended as Attachment I.

**II. Description of Existing Discharge**

A quantitative description of the existing discharge in terms of significant effluent parameters is appended as Attachment II.

**III. Proposed Determinations**

The Ohio Environmental Protection Agency has examined the application and has made the tentative determination to issue the permit subject to certain effluent limitations and other mandatory conditions.

The effluent limitations in the proposed permit are appended as Attachment IIIa.

The schedule of compliance for meeting the proposed effluent limitations is appended as Attachment IIIb.

The other special conditions in the proposed permit may include, but are not necessarily limited to: monitoring, recording, and reporting discharges; limiting discharges of oil, hazardous substances, collected solids, visible floating solids, foams, and effluent batch discharges; planning for electric power failure and spill prevention and containment; and prohibiting bypass of treatment facilities. Persons wishing further information about the special conditions may contact the Ohio Environmental Protection Agency.

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#### IV. Procedures for the Formulation of Final Determinations

The proposed determination is tentative but shall become final on (the effective date) unless (1) an adjudication hearing is requested or (2) the Director revises or withdraws the proposed permit after consideration of the record of a public meeting or written comments, or upon disapproval by the Administrator of the U.S. Environmental Protection Agency.

Within thirty days of the date of the Fact Sheet, any person may request or petition for a public meeting for presentation of evidence, statements or opinions. Within thirty days of the date of this Fact Sheet, the applicant may request an adjudication hearing. All requests for adjudication hearings shall be in writing. Proposed actions together with requests for adjudication hearings shall constitute the pleadings for hearings held pursuant to these rules. All requests for adjudication hearings shall state the questions to be considered at the requested hearing, enumerating the specific findings, orders, or actions of the Agency objected to, and shall state reasons why such provisions of the proposed action are contested. Failure to comply with the above shall constitute a default. If a party desires to request that an adjudication hearing be held at a specific time or place, such request shall be included in the hearing request.

The purpose of the public meeting or hearing is to obtain additional evidence. Statements concerning the issues raised by the party requesting the hearing are invited.

Evidence may be presented by the applicant, the state, and other parties, and following presentation of such evidence other interested persons may present testimony of facts or statements of opinion. If those persons wish to present testimony at an adjudication hearing such testimony will be subject to the right of cross-examination by parties to the proceeding.

Requests for adjudication hearing and public meeting should be addressed to: Hearing Clerk, Ohio Environmental Protection Agency, P.O. Box 1049, 361 East Broad Street, Columbus, Ohio 43216.

Interested persons are invited to submit written comments upon the proposed discharge permit. Comments should be submitted in person or by mail no later than 30 days after the date of this Public Notice. Deliver or mail all comments to:

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V. Use Classification, Water Quality Standards, and Effluent Limitations

The receiving water is classified for Recreational Use, Public, Industrial & Agricultural Water Supplies, Warm Water Fishery.

The following water quality standards and effluent standards and limitations were applied to the discharge: Federal Guidelines

VI. Average Flows and Temperature, if significant.

The discharge from this facility into waters of the state is as follows:

<u>Discharge Point</u>	<u>Average Monthly Flow (MGD)</u>	<u>Temperature</u>
001	403.20	N/A
002	4.32	N/A
003	172.00	N/A
004	1.50	N/A
005	2.70	N/A